

# SENATE JOURNAL

OF THE

## IDAHO LEGISLATURE

SECOND REGULAR SESSION  
FIFTY-NINTH LEGISLATURE

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**SIXTY-SIXTH LEGISLATIVE DAY  
WEDNESDAY, MARCH 12, 2008**

Senate Chamber

President Pro Tempore Geddes called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senator McKenzie, absent and formally excused by the Chair; and Senators Coiner, Langhorst, Pearce, Schroeder, and Stegner, absent and excused.

Prayer was offered by Chaplain Goebel.

The Pledge of Allegiance was led by Brigitte Borup, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 11, 2008, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

Senators Schroeder and Stegner were recorded present at this order of business.

March 12, 2008

The JUDICIARY AND RULES Committee reports that **S 1486**, **SCR 136**, and **SJM 112** have been correctly printed.

DARRINGTON, Chairman

**S 1486** was referred to the State Affairs Committee.

**SCR 136** was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Schroeder, granted by unanimous consent, **SJM 112** was referred to the Resources and Environment Committee.

March 11, 2008

The JUDICIARY AND RULES Committee reports that **S 1325**, **S 1331**, **S 1352**, **S 1354**, **S 1359**, **S 1362**, **S 1371**, **S 1382**, **S 1389**, **S 1418**, **S 1439**, **S 1445**, **S 1451**, **S 1452**, **S 1453**, and **S 1454** have been correctly enrolled.

DARRINGTON, Chairman

The President Pro Tempore signed Enrolled **S 1325**, **S 1331**, **S 1352**, **S 1354**, **S 1359**, **S 1362**, **S 1371**, **S 1382**, **S 1389**, **S 1418**, **S 1439**, **S 1445**, **S 1451**, **S 1452**, **S 1453**, and **S 1454**, and ordered them transmitted to the House for the signature of the Speaker.

March 11, 2008

The AGRICULTURAL AFFAIRS Committee reports out **H 514** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

GANNON, Chairman

There being no objection, **H 514** was referred to the Fourteenth Order of Business, General Calendar.

March 11, 2008

The AGRICULTURAL AFFAIRS Committee reports out **H 415** and **H 441** with the recommendation that they do pass, and with the recommendation that they be placed on the Consent Calendar.

GANNON, Chairman

**H 415** and **H 441** were filed for second reading.

March 11, 2008

The AGRICULTURAL AFFAIRS Committee reports out **H 426** with the recommendation that it do pass.

GANNON, Chairman

**H 426** was filed for second reading.

March 11, 2008

The FINANCE Committee reports out **H 598** and **H 600** with the recommendation that they do pass.

CAMERON, Chairman

**H 598** and **H 600** were filed for second reading.

March 11, 2008

The TRANSPORTATION Committee reports out **H 546** with the recommendation that it do pass.

McGEE, Chairman

**H 546** was filed for second reading.

March 11, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 547** with the recommendation that it do pass.

ANDREASON, Chairman

**H 547** was filed for second reading.

March 11, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **H 411** and **H 412** with the recommendation that they do pass, and with the recommendation that they be placed on the Consent Calendar.

ANDREASON, Chairman

**H 411** and **H 412** were filed for second reading.

March 11, 2008

The COMMERCE AND HUMAN RESOURCES Committee reports out **S 1447** with the recommendation that it be referred to the Fourteenth Order of Business for amendment.

ANDREASON, Chairman

There being no objection, **S 1447** was referred to the Fourteenth Order of Business, General Calendar.

March 11, 2008

The EDUCATION Committee reports out **H 553** and **H 554** with the recommendation that they do pass, and with the recommendation that they be placed on the Consent Calendar.

GOEDDE, Chairman

**H 553** and **H 554** were filed for second reading.

March 11, 2008

The EDUCATION Committee reports out **HCR 48** with the recommendation that it do pass.

GOEDDE, Chairman

**HCR 48** was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 11, 2008

The LOCAL GOVERNMENT AND TAXATION Committee reports out **H 569** with the recommendation that it do pass, and with the recommendation that it be placed on the Consent Calendar.

HILL, Chairman

**H 569** was filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

March 11, 2008

The Honorable James E. Risch  
President of the Senate  
Idaho Legislature

Dear Mr. President:

I have the honor to advise you that I have signed today and am transmitting to the Secretary of State the following Senate Bills, to wit:

**S 1268, S 1326, S 1327, S 1328, S 1333, S 1334, and S 1357**

As Always - Idaho, *'Esto Perpetua'*  
/s/ C. L. 'Butch' Otter  
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

### Messages from the House

Senators McKenzie and Langhorst were recorded present at this order of business.

March 12, 2008

Mr. President:

I transmit herewith **HCR 42** and **H 581**, which have passed the House.

ALEXANDER, Chief Clerk

**HCR 42** and **H 581** were filed for first reading.

March 11, 2008

Mr. President:

I transmit herewith Enrolled **H 354, H 418**, as amended, **H 423, H 440**, as amended in the Senate, **H 452, H 453, H 454, H 455, H 460, H 490, H 530, H 570**, and **H 571** for the signature of the President.

ALEXANDER, Chief Clerk

The President Pro Tempore signed Enrolled **H 354, H 418**, as amended, **H 423, H 440**, as amended in the Senate, **H 452, H 453, H 454, H 455, H 460, H 490, H 530, H 570**, and **H 571**, and ordered them returned to the House.

March 11, 2008

Mr. President:

I return herewith Enrolled **S 1256**, as amended, **S 1269**, **S 1311**, **S 1372**, as amended in the House, and **S 1373**, which have been signed by the Speaker.

ALEXANDER, Chief Clerk

Enrolled **S 1256**, as amended, **S 1269**, **S 1311**, **S 1372**, as amended in the House, and **S 1373** were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 11, 2008

Mr. President:

I return herewith **S 1429**, **S 1456**, **S 1457**, **S 1459**, **S 1458**, **S 1253**, **S 1251**, **S 1257**, **S 1344**, as amended, **S 1350**, **S 1403**, as amended, **S 1428**, **S 1410**, **S 1387**, **S 1388**, and **S 1390**, which have passed the House.

ALEXANDER, Chief Clerk

**S 1429**, **S 1456**, **S 1457**, **S 1459**, **S 1458**, **S 1253**, **S 1251**, **S 1257**, **S 1344**, as amended, **S 1350**, **S 1403**, as amended, **S 1428**, **S 1410**, **S 1387**, **S 1388**, and **S 1390** were referred to the Judiciary and Rules Committee for enrolling.

March 11, 2008

Mr. President:

I transmit herewith Enrolled **H 406**, as amended, **H 473**, **H 498**, **H 500**, **H 515**, **H 545**, **H 552**, and **H 560** for the signature of the President.

ALEXANDER, Chief Clerk

The President Pro Tempore signed Enrolled **H 406**, as amended, **H 473**, **H 498**, **H 500**, **H 515**, **H 545**, **H 552**, and **H 560** and ordered them returned to the House.

The Senate advanced to the Tenth Order of Business.

### Motions and Resolutions

Senator Pearce was recorded present at this order of business.

The President Pro Tempore announced that **SJM 111** was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator McKague, seconded by Senator Bilyeu, **SJM 111** was adopted by voice vote, title was approved, and the memorial ordered transmitted to the House.

On request by Senator Little, granted by unanimous consent, **SCR 135** retained its place on the calendar for one legislative day.

The President Pro Tempore announced that **HJM 8** was before the Senate for final consideration, the question being, "Shall the memorial be adopted?"

On motion by Senator Cameron, seconded by Senator Stennett, **HJM 8** was adopted by voice vote, title was approved, and the memorial ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

### Introduction, First Reading and Reference of Bills, House Petitions, Resolutions, and Memorials

#### S 1487

#### BY FINANCE COMMITTEE

#### AN ACT

RELATING TO APPROPRIATIONS; AMENDING SECTION 61-215, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE PUBLIC UTILITIES COMMISSION; AMENDING SECTION 63-102, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE STATE TAX COMMISSION; AMENDING SECTION 72-503, IDAHO CODE, TO PROVIDE FOR AN INCREASE IN SALARY FOR MEMBERS OF THE INDUSTRIAL COMMISSION; APPROPRIATING ADDITIONAL MONEYS TO THE PUBLIC UTILITIES COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2009; APPROPRIATING ADDITIONAL MONEYS TO THE STATE TAX COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2009; AND APPROPRIATING ADDITIONAL MONEYS TO THE INDUSTRIAL COMMISSION FOR COMMISSIONER SALARIES FOR FISCAL YEAR 2009.

#### S 1488

#### BY FINANCE COMMITTEE

#### AN ACT

APPROPRIATING MONEYS TO THE SECRETARY OF STATE FOR FISCAL YEAR 2009; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

#### S 1489

#### BY FINANCE COMMITTEE

#### AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF COMMERCE FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; DIRECTING IDAHO TECHCONNECT TO REPORT TO THE JOINT FINANCE-APPROPRIATIONS COMMITTEE; DIRECTING IDAHO TECHCONNECT TO REPORT TO THE IDAHO DEPARTMENT OF COMMERCE; DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS TO THE BUSINESS AND JOBS DEVELOPMENT FUND; DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS TO THE MISCELLANEOUS REVENUE FUND; AND DECLARING AN EMERGENCY FOR SECTIONS 3, 4, 5 AND 6 OF THIS ACT.

**S 1490**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS TO THE INDUSTRIAL COMMISSION FOR FISCAL YEAR 2009; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

**S 1491**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF LABOR FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; APPROPRIATING CERTAIN MONEYS TO THE DEPARTMENT OF LABOR FOR FISCAL YEAR 2009; PROVIDING LEGISLATIVE INTENT REGARDING CERTAIN EMPLOYEES; DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS TO THE MISCELLANEOUS REVENUE FUND; AND DIRECTING THE STATE CONTROLLER TO TRANSFER MONEYS TO THE GENERAL FUND.

**S 1492**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS FOR THE DIVISION OF VOCATIONAL REHABILITATION FOR FISCAL YEAR 2009; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

**S 1493**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO BOND PAYMENTS; REAPPROPRIATING CERTAIN UNEXPENDED AND UNENCUMBERED BALANCES TO THE DEPARTMENT OF ADMINISTRATION FOR PUBLIC WORKS; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JULY 1, 2008; DIRECTING THE TRANSFER OF MONEYS ON OR AFTER JANUARY 1, 2009; APPROPRIATING ADDITIONAL MONEYS TO THE DEPARTMENT OF ADMINISTRATION FOR PUBLIC WORKS FOR FISCAL YEAR 2008; AND DECLARING AN EMERGENCY FOR SECTION 7 OF THIS ACT.

**S 1494**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS FOR COMMUNITY COLLEGE SUPPORT FOR FISCAL YEAR 2009; AND DIRECTING THE ALLOCATION OF CERTAIN FUNDS.

**S 1495**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS FOR THE HEALTH EDUCATION PROGRAMS FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; REAPPROPRIATING CERTAIN UNEXPENDED AND

UNENCUMBERED BALANCES FOR THE SEVERAL DESIGNATED PROGRAMS; AND SETTING CONDITIONS FOR REAPPROPRIATION.

**S 1496**  
**BY FINANCE COMMITTEE**  
 AN ACT

APPROPRIATING MONEYS FOR THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND FOR FISCAL YEAR 2009; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AUTHORIZING FUND DEPOSITS; DIRECTING THAT THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND ONLY OPERATE THE NECESSARY NUMBER OF COTTAGES; DIRECTING THAT THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND PROVIDE CERTAIN INFORMATION TO THE LEGISLATURE; AND DIRECTING THAT THE IDAHO SCHOOL FOR THE DEAF AND THE BLIND ENTER INTO CERTAIN AGREEMENTS WITH ENTITIES THAT USE CAMPUS FACILITIES.

**S 1487, S 1488, S 1489, S 1490, S 1491, S 1492, S 1493, S 1494, S 1495, and S 1496** were introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

**HCR 42**, by Health and Welfare Committee, was introduced, read at length, and referred to the Health and Welfare Committee.

**H 581**, by Ways and Means Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

**Petitions, Resolutions, and Memorials**

**SCR 137**  
**BY STATE AFFAIRS COMMITTEE**  
 A CONCURRENT RESOLUTION

STATING FINDINGS OF THE LEGISLATURE AND URGING THE CHICAGO CLIMATE EXCHANGE'S TECHNICAL ADVISORY COMMITTEE TO APPROVE A DESIGNATED "CROPPING REGION" FOR IDAHO BASED ON THE NRCS NORTHWESTERN WHEAT AND RANGE LAND REGION DESIGNATION BY THE NATURAL RESOURCES CONSERVATION SERVICE.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, carbon offset trading is creating new financial incentives for landowners to maintain their forests and agricultural lands and can provide another source of revenue for the many farmers and ranchers of the state of Idaho; and

WHEREAS, the Idaho Soil Conservation Commission is working with the Idaho Carbon Sequestration Advisory Committee to develop a carbon credit exchange framework for the state of

Idaho for the purpose of providing guidance and assistance to farmers, ranchers, and private foresters to facilitate their participation in carbon offset trading; and

WHEREAS, the carbon credit exchange framework will provide a set of practices developed and designed to facilitate carbon credit trades for Idaho's landowners who adopt specific land management practices to sequester carbon which they will then be able to sell as carbon offsets to carbon-emitting industries; and

WHEREAS, pilot projects are being developed for range land and nonindustrial forest land for possible trading through the Chicago Climate Exchange (CCX); and

WHEREAS, CCX is a United States corporation and the world's first voluntary, legally binding integrated trading system to reduce emissions of all six major greenhouse gases with offset projects worldwide; and

WHEREAS, charter members in the CCX's trading operations included DuPont, Ford Motor Company, the City of Chicago and International Paper and, at the local level, the University of Idaho is also a member; and

WHEREAS, rangeland, grassland and forestland acreages in Idaho have already been recognized by CCX as having approved, designated regions but CCX has not yet designated a cropland region for the state of Idaho; and

WHEREAS, the Idaho Soil Conservation Commission has requested that CCX's technical advisory committee consider approving a designated "cropping region" for Idaho based on the NRCS Northwestern Wheat and Range Land Resource Region designation by the Natural Resources Conservation Service (NRCS); and

WHEREAS, in support of its request, the Idaho Soil Conservation Commission has provided CCX with reports from Idaho's Agricultural Research Service Center located in Kimberly, Idaho, that address carbon sequestration as it relates to irrigated agriculture; and

WHEREAS, the Idaho Soil Conservation Commission is also working with researchers at the University of Idaho and Washington State University to compile, evaluate, and format available field research pertaining to impacts of different tillage systems, cropping systems, and other management practices with the goal of determining the carbon sequestration potential of soils and crops occurring within the NRCS Northwestern Wheat and Range Land Resource Region for submission for consideration by CCX.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Fifty-ninth Idaho Legislature, the Senate and the House of Representatives concurring therein, that we are urging CCX's technical advisory committee to approve a designated "cropping region" for Idaho based on the NRCS Northwestern Wheat and Range Land Resource Region designation by the Natural Resources Conservation Service (NRCS).

BE IT FURTHER RESOLVED that the Secretary of the Senate be, and she is hereby authorized and directed to forward a copy of this Concurrent Resolution to the Chicago Climate Exchange.

**SCR 137** was introduced, read at length, and referred to the Judiciary and Rules Committee for printing.

The Senate advanced to the Sixth Order of Business.

## Reports of Standing Committees

March 12, 2008

The JUDICIARY AND RULES Committee reports that **SCR 137** has been correctly printed.

DARRINGTON, Chairman

On request by Senator Davis, granted by unanimous consent, **SCR 137** was referred to the Agricultural Affairs Committee.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Twelfth Order of Business.

## Second Reading of Bills

**H 348**, as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

**H 590**, **H 595**, **H 596**, and **H 597**, by Appropriations Committee, were read the second time at length and filed for third reading.

**H 442**, by Health and Welfare Committee, was read the second time at length and filed for third reading.

**H 501**, by Judiciary, Rules, and Administration Committee, was read the second time at length and filed for third reading.

**H 587**, by Ways and Means Committee, was read the second time at length and filed for third reading.

**S 1470**, by State Affairs Committee, was read the second time at length and filed for third reading.

**H 433**, by Resources and Conservation Committee, was read the second time at length and filed for third reading, Consent Calendar.

**H 575**, by Education Committee, was read the second time at length and filed for third reading, Consent Calendar.

**H 397**, as amended in the Senate, by Education Committee, was read the second time at length and filed for third reading.

**H 517**, as amended, as amended in the Senate, and **H 382**, as amended, as amended in the Senate, by Judiciary, Rules, and Administration Committee, were read the second time at length and filed for third reading.

**S 1449**, as amended, by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

## Third Reading of Bills

Senator Coiner was recorded present at this order of business.

**S 1280** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schroeder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1280** passed, title was approved, and the bill ordered transmitted to the House.

**S 1281** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schroeder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1281** passed, title was approved, and the bill ordered transmitted to the House.

The President Pro Tempore called Senator Richardson to the Chair.

**H 422**, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senators McKenzie and Kelly arose as co-sponsors of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **H 422**, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

**H 350**, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **H 350**, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

**H 528**, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Corder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **H 528**, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

**H 470**, as amended in the Senate, was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hammond arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **H 470**, as amended in the Senate, passed, title was approved, and the bill ordered returned to the House.

**S 1467** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bilyeu arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **S 1467** passed, title was approved, and the bill ordered transmitted to the House.

**S 1468** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **S 1468** passed, title was approved, and the bill ordered transmitted to the House.

**S 1469** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cameron arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the Acting President declared **S 1469** passed, title was approved, and the bill ordered transmitted to the House.

President Pro Tempore Geddes returned to the Chair.

**S 1471** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Keough arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1471** passed, title was approved, and the bill ordered transmitted to the House.

**S 1473** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1473** passed, title was approved, and the bill ordered transmitted to the House.

**S 1474** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Fulcher arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1474** passed, title was approved, and the bill ordered transmitted to the House.

**S 1475** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Richardson arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Bilyeu, Broadsword, Burkett, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Kelly, Keough, Langhorst, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Sagness (Malepeai), Schroeder, Siddoway, Stegner, Stennett, Werk. Total - 35.

Whereupon the President Pro Tempore declared **S 1475** passed, title was approved, and the bill ordered transmitted to the House.

**S 1476** was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bastian arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senator Keough disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES--Andreason, Bair, Bastian, Broadsword, Cameron, Coiner, Corder, Darrington, Davis, Fulcher, Gannon, Geddes, Goedde, Hammond, Heinrich, Hill, Jorgenson, Keough, Little, Lodge, McGee, McKague, McKenzie, Pearce, Richardson, Schroeder, Siddoway, Stegner. Total - 28.

NAYS--Bilyeu, Kelly, Langhorst, Sagness (Malepeai), Stennett, Werk. Total - 6.

Absent and excused--Burkett. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared **S 1476** passed, title was approved, and the bill ordered transmitted to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills, excepting those that originated in the Senate Finance Committee, were placed at the head of the Third Reading Calendar, followed by the Senate Finance Committee bills, followed by House bills amended in the Senate, followed by House bills.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

#### **Miscellaneous Business**

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 12:10 p.m. until the hour of 9:30 a.m., Thursday, March 13, 2008.

ROBERT L. GEDDES, President Pro Tempore

Attest: JEANNINE WOOD, Secretary